

Amendments to the Specification

Please replace the paragraph at page 7, beginning at line 26, under the heading SUMMARY OF THE INVENTION with the following:

According to the invention, there is provided a hybrid maize plant, designated as 33T17, produced by crossing two Pioneer Hi-Bred International, Inc. proprietary inbred maize lines GE515488 and GE534625. These lines, deposited with the American Type Culture Collection, (ATCC), Manassas, Virginia 20110, have accession number PTA-1304 for GE515488 and accession number PTA-4289 for GE534625. This invention thus relates to the hybrid seed 33T17, the hybrid plant produced from the seed, and variants, mutants and trivial modifications of hybrid 33T17. This invention also relates to methods for producing a maize plant containing in its genetic material one or more transgenes and to the transgenic maize plants produced by that method. This invention further relates to methods for producing maize lines derived from hybrid maize line 33T17 and to the maize lines derived by the use of those methods. This hybrid maize plant is characterized by exceptional yield and the ability to produce high quality white food grade grain with high test weight.

Please replace the paragraph at page 40, beginning at line 2, under the heading DEPOSITS with the following:

~~Applicant has~~ Applicant(s) have made a deposit of at least 2500 seeds of ~~Hybrid Maize Line~~ hybrid maize plant 33T17 and inbred parent plants GE515488 and GE534625 with the American Type Culture Collection (ATCC), 10801 University Boulevard, Manassas, Va. 20110-2209 USA, ATCC Deposit Nos. PTA-4274, PTA-1304 and PTA-4289, respectively. The seeds deposited with the ATCC on May 3, 2002, February 4, 2000 and May 6, 2002, respectively were taken from the deposit maintained by Pioneer Hi-Bred International, Inc., 800 Capital Square, 400 Locust Street, Des Moines, Iowa 50309-2340, since prior to the filing date of this application. Access to this deposit will be available during the pendency of the application to the Commissioner of Patents and Trademarks and persons determined by the Commissioner to be entitled thereto upon

request. Upon allowance of any claims in the application, the Applicant(s) will make the deposit available to the public, pursuant to 37 C.F.R. § 1.808, sample(s) of the deposit of at least 2500 seeds of hybrid maize plant 33T17 and inbred parent plants GE515488 and GE534625 with the American Type Culture Collection (ATCC), 10801 University Boulevard, Manassas, Virginia 20110-2209. This deposit of seed of hybrid maize plant 33T17 and inbred parent plants GE515488 and GE534625 will be maintained in the ATCC Depository, which is a public depository, for a period of 30 years, or 5 years after the most recent request, or for the enforceable life of the patent, whichever is longer, and will be replaced if it becomes nonviable during that period. Additionally, Applicant(s) ~~will meet~~ have satisfied all the requirements of 37 C.F.R. §§ 1.801 - 1.809, including providing an indication of the viability of the sample ~~when the deposit is made upon deposit.~~ This deposit of Hybrid Maize Line 33T17 will be maintained without restriction in the ATCC Depository, which is a public depository, for a period of 30 years, or 5 years after the most recent request, or for the enforceable life of the patent, whichever is longer, and will be replaced if it ever becomes nonviable during that period. Applicant has Applicant(s) have no authority to waive any restrictions imposed by law on the transfer of biological material or its transportation in commerce. ~~Applicant does~~ Applicant(s) do not waive any infringement of its rights granted under this patent or under the Plant Variety Protection Act (7 USC 2321 et seq.) ~~which may protect Hybrid Maize Line 33T17.~~